

Docket No.: 217483US2PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/019,440
Applicants: Wladimir WISCHNEWSKIY
Filing Date: August 17, 2002
For: PIEZOELECTRIC DRIVE, ESPECIALLY A
HOLDING FRAME, A FRICTION ELEMENT AND A
CIRCUIT CONFIGURATION
Group Art Unit: 2834
Examiner: Thomas DOUGHERTY

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement
Copy of Date-Stamped Filing Receipt dated 12/30/02
Copy of Petition Under 37 CFR 1.181 for Corrected Notice of Acceptance filed 12/30/02
Copy of Date-Stamped Filing Receipt dated 4/17/02
Copy of Notice of Acceptance Mailed 12/12/02

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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COPY

O.S.&M. File No.: 217483US2PCT

By: NFO/smp FF

Due Date: None

Serial No.: 10/019,440

In the Matter of the Application of: Wladimir WISCHNEWSKIY

For: PIEZOELECTRIC DRIVE, ESPECIALLY A HOLDING
FRAME, A FRICTION ELEMENT AND A CIRCUIT
CONFIGURATION

The following has been received in the U.S. Patent Office on the date stamped hereon:

☒ Petition under 37 CFR 1.181 For Corrected Notice of Acceptance

☒ Copy of Date-Stamped Filing Receipt

☒ Copy of Notice of Acceptance

☐ ___ pps. Specification & ___ Claims (English Translation)

☐ Notice of Priority; ☐ Priority Doc. ()

☐ Check for \$ _____; ☐ Dep. Acct. Order Form

☐ Assignment ___ pages/PTO-1595

☐ Letter to Official Draftsman

☐ Letter Requesting Approval of Drawing Changes

☐ Drawings ___ sheets (Informal)

☐ Transmittal Letter

☐ Preliminary Amendment

☐ PCT/IB/304

☐ PCT/IB/308

Date Rec'd Rec'd PCT/PTO 30 DEC 2002

DOCKET NO: 217483US2PCT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
WLADIMIR WISCHNEWSKIY : EXAMINER: THOMAS DOUGHERTY
SERIAL NO: 10/019,440 :
FILED: AUGUST 17, 2002 : GROUP ART UNIT: 2834
FOR: PIEZOELECTRIC DRIVE, :
ESPECIALLY A HOLDING FRAME, A
FRICTION ELEMENT AND A CIRCUIT
CONFIGURATION

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction requirement of November 3, 2003, applicants elect, with traverse, the invention of group I readable on claims 1-5.

Applicants traverse the outstanding restriction requirement on the grounds that it has not been established that it be an undue burden to examine each of the noted inventions and claims together.

Under M.P.E.P. § 803, a restriction is not proper if a search and examination can be made without a serious burden on the Examiner, and the outstanding restriction requirement has not established that examining each of the currently-pending claims together would result in an undue burden.

M.P.E.P. § 803 specifically states:

If the search and examination of an entire application can be made without serious burden, the examiner must examine it on

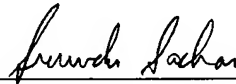
the merits, even though it includes claims to independent or distinct inventions.

The outstanding restriction requirement has not established that each of the claims could be examined without an undue burden, and thus each of the noted inventions and claims should be examined on their merits.

Applicant notes that the "Date of Receipt of 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) Requirements" and the "Date of Receipt of All 35 U.S.C. 371 Requirements" listed in the Notice of Acceptance, mailed December 12, 2002, are incorrect. Submitted herewith is a copy of a Petition under 37 C.F.R. 1.181 for Corrected Notice of Acceptance, filed December 30, 2002, along with all other pertinent documents.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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